

**IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH**

FAO No.5230 of 2014 (O&M)

Date of Decision: 24.07.2018

Sehruna and others

... Appellants

Versus

Isrial and others

... Respondents

CORAM:- HON'BLE MR. JUSTICE TEJINDER SINGH DHINDSA

Present:- Mr. Ashish Gupta, Advocate,
for the appellants.

Ms. Shelja Sharma, Advocate,
for respondent Nos.1 and 2.

Mr. Rajbir Singh, Advocate,
for respondent No.3-Insurance Company.

TEJINDER SINGH DHINDSA, J.(ORAL)

This is a claimants' appeal seeking enhancement of compensation.

Briefly, it may be noticed that the claim petition filed under Section 166 of the Motor Vehicles Act i.e. MACT case No.964 of 2013 was decided by the Tribunal vide award dated 21.01.2014 and the claimants were awarded a compensation amount of Rs.8,89,000/- along with interest @7.5% per annum from the date of filing of the claim petition till realization.

During the course of hearing today, counsel for the appellants as also counsel for contesting respondent Insurance Company have apprised the Court that an out of Court settlement has been arrived at and in terms of which a sum of Rs.2 lakhs over

and above the compensation awarded by the Tribunal would be made over to the claimants/appellants. Court has further been apprised that in terms of the settlement which has been reduced into writing, the settled amount of Rs.2 lakhs would be given to appellant No.2, namely, Smt. Mehmoodi widow of Sube Khan.

Mr. Ashish Gupta, Advocate representing the appellants concedes to the factum of such settlement/compromise. Statement of Mr. Rajbir Singh, counsel representing the contesting respondent Insurance Company is recorded to the effect that the settled amount of Rs.2 lakhs by way of demand draft in favour of appellant No.2 would be made good within a period of four weeks from today.

In view of the above, nothing survives in the instant appeal and the same is disposed of as infructuous.

24.07.2018

vandana

(TEJINDER SINGH DHINDSA)
JUDGE

Whether speaking/reasoned
Whether Reportable

Yes
No